

C A M P A I G N F O R

ACCOUNTABILITY

Facsimile Transmission

Date: October 4, 2017

To: Danny Staley, Division Director, Division of Public Health

From: Katie O'Connor
Campaign for Accountability

Re: Public Records Request

Pages: 3 (including cover page)

C A M P A I G N F O R ACCOUNTABILITY

October 4, 2017

By Fax: 919-870-4829

Danny Staley
Division Director
Division of Public Health
1931 Mail Service Center
Raleigh, NC 27699-1931

Re: North Carolina Open Records Request

Dear Mr. Staley:

Campaign for Accountability (“CfA”) makes this request for public records, regardless of format, medium, or physical characteristics, and including electronic records and information, audiotapes, videotapes and photographs, pursuant to N.C. Gen. Stat. § 132-1, *et seq.*

Specifically, CfA seeks copies of all contracts between the Carolina Pregnancy Care Fellowship (“CPCF”) and the Division of Public Health (“DPH”). In addition, CfA seeks all communications, meeting notices, meeting agendas, informational materials, or other documents received by representatives of DPH from, sent by representatives of DPH to, or exchanged between representatives of DPH and representatives of CPCF. This request is for records from January 1, 2013 through the present.

By way of background, the North Carolina General Assembly has included funding for CPCF in its 2014, 2015, 2016, 2017, 2018, and 2019 budgets.¹ The funding for fiscal years 2014, 2015, 2016, and 2017 was allocated from the Maternal and Child Health Block Grant and administered through the Division of Public Health.² There were no details in the 2014-2017 budgets regarding how that funding was to be used by CPCF.³ The legislature appropriated \$1.3 million annually to CPCF for fiscal years 2018 and 2019, and the funding is to be taken from the DPH budget.⁴ The budget allocations for fiscal years 2018 and 2019 specify that the funding should go toward “durable medical equipment,” training on such equipment, administrative purposes, and on a pilot program with the Human Coalition.⁵

Where possible, please produce records electronically.⁶ If it is your position that any portion of the requested records is exempt from disclosure pursuant to N.C. Gen. Stat. §§ 132-

¹ 2013 N.C. Sess. Laws 360 at 181; 2015 N.C. Sess. Laws 241 at 191; 2017 N.C. Sess. Laws 57 at 186.

² 2013 N.C. Sess. Laws 360 at 181; 2015 N.C. Sess. Laws 241 at 191.

³ *Id.*

⁴ 2017 N.C. Sess. Laws 57 at 186.

⁵ *Id.*

⁶ N.C. Gen. Stat. § 132-6.2(a).

1.1 through 1.23, please explain in writing the reasons for any determination that a record is exempt from disclosure. In the event that a portion of a requested record is properly exempt from disclosure, but it is possible to redact that portion and produce the remainder of the requested record, please do so.⁷

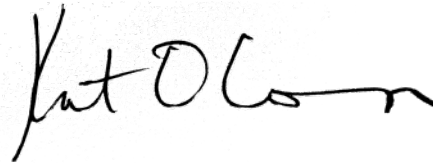
CfA is a non-profit organization and seeks the requested information to inform and educate the public about the state's oversight responsibilities regarding public funding for private organizations. Accordingly, because CfA seeks the information to benefit the general public, we request that the information be provided without charge. If a fee waiver is not available, please inform me if the cost will exceed \$200.

Please produce the requested records "as promptly as possible" pursuant to N.C. Gen. Stat. § 132-6(a). If you foresee any problems in releasing the requested records in whole or in part, please contact me at 202-780-5750.

If possible, please email the records to me at koconnor@campaignforaccountability.org. If the records are mailed, please send them to: Campaign for Accountability, 611 Pennsylvania Ave S.E., #337, Washington, D.C. 20003.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Katie O'Connor". The signature is fluid and cursive, with the first name "Katie" written in a larger, more prominent script than the last name "O'Connor".

Katie O'Connor
Legal Counsel
Campaign for Accountability

⁷ N.C. Gen. Stat. § 132-6(c).